

III. REMARKS

1. Claims 1, 6, 12, 13 and 14 are amended. Claims 16 and 17 are new.

2. Claims 1-6, 8 and 12-17 are patentable under 35 U.S.C. 103(a) over Shen, U.S. Patent No. 6,428,475 and Kail, IV, U.S. Patent No. 6,225,901 ("Kail"). Claim 1 recites that the wireless receiver is configured to "receive information" from a physical condition arrangement, a physical activity arrangement, a location arrangement and a task monitoring arrangement and that the control unit makes decision based on the "received information". The combination of Shen and Kail fails to disclose or suggest at least these features.

The Examiner acknowledges that Shen does not disclose or suggest task activity arrangement. It is submitted that Kail does not as well.

It is submitted that the manual input of 32 of Kail is not the same as the task monitoring arrangement recited in Applicant's claims. The manual input 32 of Kail merely allows the subject of the portable monitoring unit 12 to communicate with the central monitoring device 14. This communication allows the operator 56 of the device 14 to review the subject's request (Col. 7, L. 20-59) or the subject's mental condition (Col. 8, L. 60 - Col. 9, L. 7) so that the operator or emergency responders can take the appropriate actions (Col. 7, L. 55-59 and Col. 9, L. 3-7). The manual input 32 of Kail does not monitor anything. Thus, the manual input 32 cannot be a task monitoring arrangement as recited by Applicant. Therefore, claim 1 is patentable over the combination of Shen and Kail for at least for this reason.

Further, claim 1 recites a control unit configured to make context-based decisions and to convey pieces of information to the user based on the received information to guide the actions of the user of the reminder, where the context-based decision is based on at least factors including importance of a piece of information and location of the user so that the pieces of information are received by the user at specified times and locations. Nowhere does the combination of Shen and Kail disclose or suggest this additional feature.

Shen merely discloses that when the measured value outruns the healthy value, a control circuit (14) will be triggered to drive a buzzer (13) alarming intermittently and showing the measured value in the display (12) for alerting a user of his health conditions. (Col. 2, L. 46-54). Nowhere does Shen disclose or suggest the buzzer is triggered based on at least factors including importance of a piece of information and location of the user so that the pieces of information are received by the user at suitable times and locations.

Combining Shen with Kail fails to remedy the above noted deficiency.

The apparatus of Kail monitors the condition of a subject to determine when the subject is in need of assistance (See e.g. Col. 8, L. 60 - Col. 9, L. 7). In Kail once the portable monitoring unit 12 is operational, the microprocessor monitors the sensors 28, the port 37, the communication device interface 24 and the manual input 32 for activity. If there is no activity the microprocessor places the communications device interface 24 into an inactive state. If there is activity the interface 24 returns to an active state (Col. 6, L. 49-66). The central monitoring device 14 periodically monitors the sensors 28 to

determine the status of the subject. The subject may be required to "report" by operating the manual input periodically to demonstrate a satisfactory mental condition. If the subject fails to report, then the control monitoring device 14 can initiate a call, activate the audio-visual communicator 36 and/or display 34 unit until the subject responds and then require the subject to perform a series of input responses through the manual input 32 to demonstrate a satisfactory mental condition. If the sensor information or the manual input of the subject is not satisfactory, the control monitoring device 14 can report this fact and the apparent nature of the problem to the concerned person or summon help (Col. 8, L. 60 - Col. 9, L. 7).

Nowhere does Kail disclose or suggest that communications through the portable monitoring unit 12 are based on at least factors including importance of a piece of information and location of the user so that the pieces of information are received by the user at suitable times and locations.

Thus, claim 1 is patentable over the combination of Shen and Kail for this additional reason.

Claims 6 and 12-14 are patentable over the combination Shen and Kail for reasons substantially similar to those described above with respect to claim 1.

Furthermore, claims 2 and 8 recite a memory part of which is arranged so as to provide an activity log in the reminder. The combination of Shen and Kail do not disclose or suggest this feature. Shen does not disclose the detection of physical activity. Kail merely discloses that "upon receipt, the central monitoring device processes the received message and stores the data in a database associated with the sending portable

monitoring unit 12." (Col. 7, L. 52-55). The messages are sent by the microprocessor 22 and correspond to a service requested by the subject (Col. 7, L. 24-34). There is nothing in Kail that suggests that these messages include a physical activity of the subject or that the data stored in the database at the central monitoring unit includes an activity log. Thus, the combination of Shen and Kail cannot disclose a physical activity log as claimed in claims 2 and 8. Therefore, claims 2 and 8 are patentable for this additional reason.

It is further submitted that the combination of Shen and Kail also does not disclose or suggest the features of claims 16-18 as recited by Applicant.

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

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Respectfully submitted,



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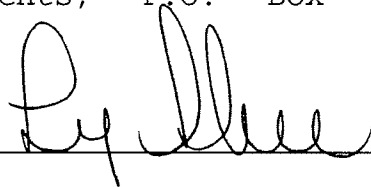
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